

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
AMARILLO DIVISION

WICHITA FALLS POWER  
MANAGEMENT, L.L.C.

Plaintiff

Civil Action No. 2-05CV-118-J

v.

INTEL CORPORATION and  
MICROSOFT CORPORATION


Defendants

**STIPULATED ORDER OF DISMISSAL WITH PREJUDICE**

Wichita Falls Power Management, L.L.C. ("WFPM") and Microsoft Corporation ("Microsoft") through their respective counsel, move to dismiss this action with prejudice.

IT IS THEREFORE ORDERED AND ADJUDGED:

1. This Court has jurisdiction over parties and the subject matter of this action.
2. All claims by the Plaintiff, WFPM, directed to Defendant Microsoft are dismissed with prejudice.
3. There shall be no accounting or award of damages and all costs shall be borne by the party incurring such costs.
4. This Order is binding upon, and constitutes *res judicata* between, the parties, their successors, and assigns.
5. The parties waive all rights to appeal from this Order.
6. So ORDERED on this 30<sup>th</sup> day of June, 2006.

  
UNITED STATES DISTRICT JUDGE

**AGREED:** JUNE 27, 2006

By: /s/ Richard Urquhart  
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